

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

453A0368

## HOUSE BILL NO. 1085

Introduced by: Representatives Chicoine and Broderick and Senator Albers

1 FOR AN ACT ENTITLED, An Act to clarify situations in which high school seniors are excused  
2 from school make up days and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-26-2 be amended to read as follows:

5 13-26-2. The school board or governing body shall operate the schools for at least a  
6 nine-month regular term in any one school year. The regular school term may be conducted on  
7 a year-round basis, but shall consist of school actually in session for at least one hundred  
8 seventy-five days and shall begin on a date established by the school board. The State Board of  
9 Education shall promulgate rules pursuant to chapter 1-26 governing the operation and  
10 scheduling of year-round schools. The rules may allow deviations from the one hundred  
11 seventy-five day requirement in this section and from the five and one-half hour per day  
12 requirement in § 13-26-1 if the total school term hours requirement in § 13-26.2.1 is met. Any  
13 school board or governing body may release graduating high school seniors from school before  
14 the end of the regular term if the release is for no more than three days. Make up days for school  
15 closing because of weather, disease or emergency need not exceed ten days. Graduating high  
16 school seniors are not required to make up days missed because of ~~weather, disease~~ sickness.

1 injury, or emergency. Graduating seniors are excused from weather-related make up days if the  
2 make up days occur after the students have graduated or after graduation exercises have been  
3 held. If classes have been convened and then are dismissed because of inclement weather, that  
4 day ~~shall be counted as~~ constitutes a day in session.

5 School boards are encouraged to provide days within the regular school term for curriculum  
6 and staff development, which shall be in addition to the one hundred seventy-five days required  
7 in this section. Each school board shall determine the appropriate number of days for this activity  
8 and how best to use the time based on local needs for program development, increased parent  
9 participation, student contact, teachers' preparation, or other needs of the schools in the district.

10 School shall be in session only when classes are held and as provided in §§ 13-26-4 and  
11 13-26-4.1. A school board may operate a special term during the summer months.

12 Section 2. Whereas, this Act is necessary for the support of the state government and its  
13 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full  
14 force and effect from and after its passage and approval.